

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CHRISTOPHER CIVITELLO, an
individual,

Plaintiff,

v.

1ST CREDIT OF AMERICA, LLC, et al.,

Defendants.

CASE NO. C 05-04944 WHA

**STIPULATION AND [PROPOSED]
ORDER REGARDING JANUARY 29, 2007,
ORDER CONDITIONALLY GRANTING
NON-PARTY VINDICIA, INC.'S MOTION
TO QUASH SUBPOENA OR, IN THE
ALTERNATIVE, FOR PROTECTIVE
ORDER**

It is hereby stipulated, by and between the parties to this action and non-party Vindicia, Inc. ("Vindica"), through their respective counsel of record, as follows:

WHEREAS, this Court entered its Order Conditionally Granting Non-Party Vindicia, Inc.'s Motion To Quash Subpoena Or, In The Alternative, For Protective Order on January 29, 2007, conditionally ordering Mr. Marcus Segal ("Mr. Segal") to appear on behalf of Vindicia for testimony at the trial of this matter on February 9, 2007;

WHEREAS, this Court has continued the trial, with opening statements now set to commence on Monday, February 12, 2007;

IT IS HEREBY STIPULATED that Mr. Segal shall appear for testimony at trial in this matter on Monday, February 12, 2007, at 12:00 p.m. in lieu and instead of appearing on Friday,

February 9, 2007, at 7:30 a.m.

IT IS SO STIPULATED.

Dated: February 6, 2007

DLA PIPER US LLP

By

~~MARGARET A. CRAWFORD~~
~~Attorneys for Non-Party~~
~~VINDICIA, INC.~~

Dated: February 2007 _____, 2007

LAW OFFICES OF ERIC F. FAGAN

By

ERIC F. FAGAN
Attorneys for Plaintiff
CHRISTOPHER CIVITELLO

Dated: February 7, 2007

WINEBERG SIMMONDS & NARITA

By

TOMIO B. NARITA
Attorneys for Defendant
1ST CREDIT OF AMERICA, LLC

IT IS SO ORDERED.

Dated: February 6, 2007, 2007

THE HONORABLE WILLIAM ALSUP
U.S. DISTRICT COURT

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STIPULATION AND ~~PROPOSED~~ ORDER RE TRIAL SUBPOENA

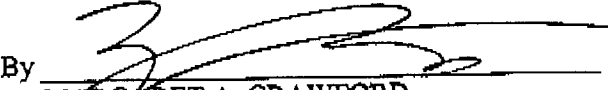
C 05-04944 WHA

1 February 9, 2007, at 7:30 a.m.

2 IT IS SO STIPULATED.

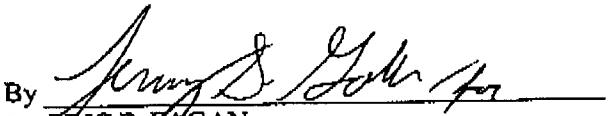
3
4 Dated: February 6, 2007

DLA PIPER US LLP

5 By 
6 MARGARET A. CRAWFORD
7 Attorneys for Non-Party
8 VINDICIA, INC.

9
10 Dated: February ~~2007~~ 6, 2007

LAW OFFICES OF ERIC F. FAGAN

11 By 
12 ERIC F. FAGAN
13 Attorneys for Plaintiff
14 CHRISTOPHER CIVITELLO

15
16 Dated: February _____, 2007

WINEBERG SIMMONDS & NARITA

17 By _____
18 TOMIO B. NARITA
19 Attorneys for Defendant
20 1ST CREDIT OF AMERICA, LLC

21
22 IT IS SO ORDERED.

23
24 Dated: _____, 2007

25
26 THE HONORABLE WILLIAM ALSUP
27 U.S. DISTRICT COURT

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STIPULATION AND ~~PROPOSED~~ ORDER RE TRIAL SUBPOENA
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